

City Council Agenda

Council President
Brad Castillo

Councilmembers

Tom Boyajian

Brian Calhoun
Mike Dages

City Manager
Daniel G. Hobbs

Jerry Duncan

City Clerk
Rebecca E. Klisch , CMC

Henry T. Perea, Acting President
Cynthia Sterling

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

TUESDAY, JUNE 15, 2004

If you would like to speak, fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on www.ci.fresno.ca.us. The Council meeting can also be heard live at the same web site address.

8:30 A.M. ROLL CALL

Invocation by Jesse Avila, Assistant City Attorney

Pledge of Allegiance to the Flag

Proclamation of "RUMBLE TO THE SUMMIT DAY" - Council President Castillo

Presentation by Jay Norvel of the State of California of the 2004 Excellence in Transportation Award for the Intersection at Shaw and Marks - City Manager's Office

Special Recognition by the City Manager

Council action on unscheduled items, if any, shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council, there will first be a staff presentation, followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.

The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that time has expired.

Approve minutes of June 8, 2004

Action Taken:

Councilmember Reports and Comments

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

1. **GENERAL CONSENT CALENDAR**

(All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered immediately following.)

1.
 - A. * Award a contract to Kelly C. Broyles Construction, Inc. of Fresno, California for the installation of an 8-inch water main in Townsend and Burgan Avenues east of Fowler Avenue - General Services Dept./Public Works Dept.
Action Taken:
 - B. * Award a contract to Loop Electric of Bakersfield, California for traffic signal modification for left turn phasing at Bullard and Marks - General Services Dept./Public Works Dept.
Action Taken:
 - C. * Award a contract to Spiniello Companies of Fairfield, New Jersey for construction of sewer rehabilitation in South West Avenue Trunk from Roeding Park to W. Whitesbridge Road (CIPP method) - General Services Dept./Dept. Of Public Utilities
Action Taken:
 - D. Reject all bids for Van Ness and Wilson Avenues installation of an 8-inch water main between Gettysburg and Ashlan Avenue - General Services Dept./Dept. Of Public Utilities
Action Taken:
 - E. * Award a contract to Kelly C. Broyles Construction, Inc of Fresno, California to replace 12-inch water main in Tulare Street between Van Ness Avenue and "O" Street - General Services Dept./Public Works Dept.
Action Taken:

1. **GENERAL CONSENT CALENDAR CONTINUED**

- F. **RESOLUTION** - Accepting a grant of \$1,927 from the Fresno Metropolitan Flood Control District (FMFCD) through the Clean Storm Water Program for a Water Conservation Education Outreach Project and authorizing the Director of Public Utilities to execute all necessary documents - Dept. Of Public Utilities - Water Division
Action Taken:
- G. **RESOLUTION** - Approving the application for and acceptance of grant funds under the Transportation Equity Act for the 21st Century Re-authorization - Public Works Dept.
Action Taken:
1. **RESOLUTION** - Regarding AB 1012 "Timely Use of Funding" on TEA-21 Programs administered by the Council of Fresno County Governments
Action Taken:
- H. **RESOLUTION** - Dedicating certain City-owned property for public pedestrian walkway purposes at Pump Station No. 46A at the northwest corner of Millbrook and Shields Avenues - Public Works Dept.
Action Taken:
- I. **RESOLUTION** - Approving the summary vacation of the public utility easements in the "L" - "M" alley alignment between Inyo and Kern Streets - Public Works Dept.
Action Taken:
- J. * Authorize the execution of two (2) agreements with the County of Fresno for (1) juror parking and (2) employee parking - Public Works Dept.
Action Taken:
- K. Initiate proceedings and declare intention to levy the annual assessment for the City of Fresno Landscaping and Lighting Maintenance District No. 1 - Public Works Dept.
Action Taken:
1. **RESOLUTION** - Initiating proceedings for the annual levy of assessment
Action Taken:
2. **RESOLUTION** - Of intention to levy and collect the annual assessment for
Action Taken:
- L. **RESOLUTION** - Of intention to annex Final Tract No. 5260 to the City of Fresno Community Facilities District No. 2, Annexation No. 72 and to authorize the levy of special taxes - Public Works Dept.
Action Taken:
- M. **RESOLUTION** - Of intention to annex Final Tract No. 5281 to the City of Fresno Community Facilities District No. 2, Annexation No. 69 and to authorize the levy of special taxes - Public Works Dept.
Action Taken:
- N. Approve substitution of subcontractor for the Fresno Convention Center parking structure; Project CC0020 - Public Works Dept.
Action Taken:

1. **GENERAL CONSENT CALENDAR CONTINUED**

- O. **RESOLUTION** - Approving the Final Map of Tract No. 5180 and accepting dedicated public uses therein; authorizing the Planning and Development Director to execute the necessary documents - Planning and Development Dept.
Action Taken:
- P. Consider request for extension of the Development Agreement No. PC-1 for the Dominion Planned Community - Planning and Development Dept.
1. **RESOLUTION** - Approving a three-year extension of the Development Agreement No. PC-1 for the Dominion (formerly Park-Fort Washington) Planned Community
Action Taken:
- Q. Approve appointments of Steven L. Martinez to the Civil Service Board, Araceli Jimenez to the Housing Authority Board, AND Wayne E. Jones to the Housing and Community Development Commission - Mayor Autry
Action Taken:
- R. * Approve amendment to Section 3-1 (Compensation) of existing agreement between the City of Fresno and Renee V. Mayne, a sole proprietorship, for labor negotiation services, to be increased from \$49,500 to an amount not to exceed \$87,500 - Personnel Services Dept/Labor Relations Division
Action Taken:
- S. * **BILL NO. B-56 - (Introduced 6/8/2004) (For adoption)** - Adopting Section 8-134 of the Fresno Municipal Code relating to Juvenile Accountability - Police Department
Action Taken:

CONTESTED CONSENT ITEMS

SCHEDULED COUNCIL HEARINGS AND MATTERS

9:00 A.M. Presentation by the Hmong Resettlement Task Force

10:00 A.M.#1 **JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of June 8, 2004

Action Taken:

- A. **HEARING** to approve Disposition and Development Agreement with Economic Opportunities Commission (***Continued to July 27, 2004 at 10:15 A.M.***)
Action Taken:

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

10:00 A.M.#1 JOINT MEETING WITH THE FRESNO REDEVELOPMENT AGENCY CONTINUED

- B. Consider initiation of amendments to the Urban Renewal Plan for the Southwest Fresno General Neighborhood Renewal Area Project and the Fruit/Church Project Redevelopment Plan
1. **RESOLUTION** - Initiating the plan amendment process regarding amending the Southwest Fresno General Neighborhood Renewal Area (GNRA) Project Urban Renewal Plan, and the Fruit/Church Project Redevelopment Plan
Action Taken:
- C. **HEARING** on and adoption of Fiscal Year 2004-2005 Redevelopment Agency budget
(Continue to 11:00 a.m. for consideration as part of the City budget)
Action Taken:
1. **RESOLUTION** - Appropriating the FY 2004-2005 budget of the Redevelopment Agency of the City of Fresno
Action Taken:

RECESS AGENCY

10:00 A.M.#2 JOINT MEETING WITH THE FRESNO JOINT POWERS FINANCING AUTHORITY

- A. Authorizing investment of monies in the Local Agency Investment Fund and approving Promissory Note from the Authority to the City - Finance Dept.
Action Taken:
1. **RESOLUTION** - Approving a Promissory Note payable to the City for advances, and authorizing and direction the Treasurer to invest the advances in the Local Agency Investment Fund ***(Authority action)***
Action Taken:
2. **RESOLUTION** - Authorizing advances to the Joint Powers Financing Authority for investment with the Local Area Investment Fund, and approving a promissory note from the Fresno Joint Powers Financing Authority to the City ***(Council action)***
Action Taken:

ADJOURN AUTHORITY

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

11:00 A.M. CONTINUED HEARING regarding the FY 2004-2005 Budget

1. * **RESOLUTION** - Adopting FY 2004-2005 City of Fresno budget, including the Community Development Block Grant (CDBG) budget, and including the Annual Appropriation Resolution (AAR)
2. * **RESOLUTION** - Adopting the FY 2004-2005 Position Authorization Resolution (PAR)
3. * **RESOLUTION** - Adopting the _____ amendment to the Master Fee Schedule (MFS) Resolution No. 80-420 (annual amendment)
4. * **BILL** - (For introduction and adoption) - Adopting the Property Tax Override (PTO) Ordinance
5. * Selection of methodology for determination of FY 2004-2005 Gann Appropriation Limit
6. * **RESOLUTION** - Establishing rules for the application of City employee compensation rates and schedules and related requirements, and establishing compensation rates and schedules - FY 2004-2005 Salary Resolution
Action Taken:
7. **RESOLUTION** - Approving submission of the Fiscal Year 2005 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) for use of Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), and Emergency Shelter Grant (ESG), and the American Dream Downpayment Initiative (ADDI) program funds and authorizing the City Manager to sign all implementing documents required by HUD - Planning and Development Dept.
Action Taken:

Department Presentations/Council consideration (as time permits):

1. Public Utilities
 2. Personnel Services
 3. CDBG
 4. Mayor
 5. City Council
 6. City Attorney
 7. City Clerk
 8. City Manager
 9. Redevelopment Agency budget
- A. **RESOLUTION** - Appropriating the FY 2004-2005 budget of the Redevelopment Agency of the City of Fresno
Action Taken:

BUDGET HEARINGS CONTINUED TO JUNE 16, 2004 @ 10:00 A.M. (if necessary)

- 4:00 P.M. HEARING** to consider Fresno City Planning Commission decision regarding Conditional Use Permit Application No. C-02-226, and environmental findings, filed by Wilkins Enterprises (***Property located in District 2***) (***Applicant requests continuance to be re-noticed for a future date***)
Action Taken:

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

5:00 P.M.

JOINT MEETING WITH THE FRESNO REDEVELOPMENT AGENCY CONTINUED

- A. National Farm Worker Service Center - Housing funding for Hotel Fresno renovation - Councilmember Sterling
1. Approval in concept of National Farm Worker Service Center plan for renovation of Hotel Fresno into housing for seniors; direction to staff
Action Taken:
 2. Amend proposed 2004-2005 annual budget to include appropriation of \$2 million dollars for National Farm Worker Service Center renovation of Hotel Fresno into housing for seniors; staff to take all action necessary to include proposed appropriation in 2004-2005 budget (from HOME or other appropriate funds)
Action Taken:
 3. Direct staff to bring forward annual action plan amendment with 2004-2005 annual budget to provide for use of federal funds for renovation of Hotel Fresno into housing for seniors
Action Taken:

ADJOURN AGENCY

2. **GENERAL ADMINISTRATION**

3. **CITY COUNCIL**

4. **CLOSED SESSION**

4. **CLOSED SESSION ANNOUNCEMENTS (IF ANY)**

5. **PUBLIC COMMENT PERIOD - No Council action except to place on future agenda. Presentation limited to three (3) minutes.**

- A. **SCHEDULED PUBLIC COMMENT** - Appearance by Debbie Craven of Club One Casino to discuss amending the Fresno Municipal Code
- B. **UNSCHEDULED COMMUNICATION** - Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date.

SCHEDULED COUNCIL HEARINGS AND MATTERS

June	16 -	10:00 A.M.	CONTINUED BUDGET HEARINGS (if necessary)
June	22 -		BUDGET ADOPTION
June	22 -	4:00 P.M.	HEARING re: Plan Amendment No. A-03-12, Rezone Appl. No. R-03-60, filed by Palm and Herndon LLC., for property located at the southeast corner of N. Palm and W. Herndon Avenue
June	22 -	4:15 P.M.	HEARING re: Plan Amendment No. A-03-22, Rezone Appl. No. R-03-69, filed by Ingels-Braun on behalf of Sunnyside Ranch
June	29 -	10:00 A.M.	HEARING re: CFD No. 2, Annexation No. 70, Final Tract Map 5096
June	29 -	10:30 A.M.	HEARING re: Plan Amendment No. A-03-21, Rezone Appl. No. R-03-83, filed by Granville Homes, property located at the northeast corner of Barstow and Grantland Avenues
July	6 -		NO MEETING - COUNCIL VACATION
July	13 -		NO MEETING - COUNCIL VACATION
July	15 -	2:30 P.M.	WORKSHOP re: ADA Advisory Council - Public Works Dept. (1 Hour)
July	20 -	9:00 A.M.	Presentation of P.R.I.D.E. Team Certificates (<i>Reception immediately following - 2nd floor foyer</i>)
July	20 -	10:00 A.M.	HEARING re: CFD No. 2, Annexation No. 69, Final Tract Map 5281
July	20 -	10:05 A.M.	HEARING re: CFD No. 2, Annexation No. 71, Final Tract Map 5220
July	20 -	10:10 A.M.	HEARING re: CFD No. 2, Annexation No. 72, Final Tract Map 5260
July	20 -	10:15 A.M.	HEARING re: to consider the proposal annual assessments for Landscaping & Lighting Maintenance District (LLMD) No. 1
July	20 -	10:30 A.M.	HEARING re: Resolution of Intention to rescind Resolution No. 2002-146 and order the vacation of Main Street between "N" and "O" Streets, portions of "N" and "O" Streets between Tulare and Main Streets
July	20 -	10:45 A.M.	Adopt an amendment to the City of Fresno Deferred Compensation Plan document to modify the composition of the City of Fresno Deferred Compensation Committee based on results of a Council requested survey of plan participants - Retirement Offices
July	20 -	2:30 P.M.	HEARING re: the Consolidated Plan - Planning and Development Dept.
July	20 -	2:45 P.M.	JOINT MEETING WITH THE RDA - Adopt resolution approving the disposition and development of 1.69 acres of agency property located at 3834 and 3856 West Dwight Way
July	27 -	10:00 A.M.	HEARING re: vacation of a portion of N. Van Ness Avenue between Herndon and Beechwood - R.I. No. 1035-D
July	27 -	10:15 A.M.	CONTINUED JOINT MEETING WITH RDA to approve Disposition and Development Agreement with Economic Opportunities Commission
Aug.	3 -		NO MEETING - COUNCIL VACATION
Aug.	10 -		NO MEETING - COUNCIL VACATION
Sept.	7 -		NO MEETING - COUNCIL VACATION
Sept.	14 -		NO MEETING - COUNCIL VACATION

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

FUTURE WORKSHOPS *(Dates to be determined)*

WORKSHOP re: Consideration of additional services to be provided by Community Facilities Districts in the City of Fresno - Public Works Dept.

WORKSHOP re: Urban forest - Parks, Recreation and Community Services Dept. and Public Works Dept.

JOINT WORKSHOP regarding Caltrans and City Partnership - Public Works and Planning and Development Depts. - Council President Castillo

WORKSHOP re: Bike Advisory Committee - Public Works Dept.